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Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL

For FY 2006

		Complete if Known	
		Application Number	10/773,754
		Filing Date	February 6, 2004
		First Named Inventor	Gerald KOELSCH
		Examiner Name	S. Noakes
		Art Unit	1656
<input type="checkbox"/>	Applicant claims small entity status. See 37 CFR 1.27		
TOTAL AMOUNT OF PAYMENT		(\$) 1,054.00	
		Attorney Docket No.	578352001701

METHOD OF PAYMENT (check all that apply)

<input type="checkbox"/> Check	<input type="checkbox"/> Credit Card	<input type="checkbox"/> Money Order	<input type="checkbox"/> None	<input type="checkbox"/> Other (please identify): _____
<input checked="" type="checkbox"/> Deposit Account		Deposit Account Number: <u>03-1952</u>		Deposit Account Name: <u>Morrison & Foerster LLP</u>

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

<input checked="" type="checkbox"/> Charge fee(s) indicated below	<input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee
<input checked="" type="checkbox"/> Charge any additional fee(s) or underpayment of fee(s) under 37 CFR 1.16 and 1.17	<input type="checkbox"/> Credit any overpayments

FEE CALCULATION (All the fees below are due upon filing or may be subject to a surcharge.)**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

<u>Application Type</u>	<u>FILING FEES</u>		<u>SEARCH FEES</u>		<u>EXAMINATION FEES</u>		
	<u>Fee (\$)</u>	<u>Small Entity Fee (\$)</u>	<u>Fee (\$)</u>	<u>Small Entity Fee (\$)</u>	<u>Fee (\$)</u>	<u>Small Entity Fee (\$)</u>	<u>Fees Paid (\$)</u>
Utility	300	150	500	250	200	100	0.00
Design	200	100	100	50	130	65	0.00
Plant	200	100	300	150	160	80	0.00
Reissue	300	150	500	250	600	300	0.00
Provisional	200	100	0	0	0	0	0.00

2. EXCESS CLAIM FEESFee Description

Each claim over 20 (including Reissues)

<u>Fee (\$)</u>	<u>Small Entity Fee (\$)</u>
50	25
200	100
360	180

Each independent claim over 3 (including Reissues)

Multiple dependent claims

<u>Total Claims</u>	<u>Extra Claims</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>	<u>Multiple Dependent Claims</u>
- 20 = 0	x 50.00	= 0.00		<u>Fee (\$)</u> <u>Fee Paid (\$)</u>

HP = highest number of total claims paid for, if greater than 20.

Fee (\$) Fee Paid (\$)

360.00 0.00

<u>Indep. Claims</u>	<u>Extra Claims</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>
- 3 = 0	x 200.00	= 0.00	

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

<u>Total Sheets</u>	<u>Extra Sheets</u>	<u>Number of each additional 50 or fraction thereof</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>
- 100 =	/50	(round up to a whole number) x 250.00	= 0.00	

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): Notice of Error in Entity Status and Payment of Deficiency Owed 1,054.00

SUBMITTED BY			
Signature	/Kimberly A. Bolin/		Registration No. (Attorney/Agent) 44,546 Telephone (650) 813-5740
Name (Print/Type)	Kimberly A. Bolin Date June 12, 2007		

Docket No.: 578352001701
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Gerald KOELSCH et al.

Application No.: 10/773,754

Filed: February 6, 2004

Art Unit: 1656

For: INHIBITORS OF MEMAPSIN 2 AND USE
THEREOF

Examiner: S. Noakes

NOTICE OF CHANGE OF STATUS
UNDER 37 C.F.R. §1.28(C)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

A good faith error appears to have been made regarding the entity status of the above-referenced application and some fee payments appear to have been made in error, claiming small entity discount, which should have been large entity status. As required under 37 C.F.R. §1.28(c), Applicants include in this submission an itemization of deficiencies owed from the previous erroneous payments and include the calculated deficiency payment.

Small entity fees were paid in the filing of this application, on the Response to Missing Parts on June 14, 2004, and on the Response to Office Action on October 30, 2006. Applicants are enclosing the amount of \$ 1,054.00 to provide the difference between the amount to be paid as a large versus small entity. Pursuant to 37 C.F.R. §1.28(c), this fee (representing the deficiency) is based on the amount of the fee in effect at the time the deficiency is paid in full.

As required under 37 C.F.R. §1.28(c)(2), to correct this oversight and in order for the error in payments to be excused we hereby submit an itemization of all erroneous small entity payments and the differential fees, together with the deficiency payment.

Itemization of all erroneous small entity payments and the differential fees:

TYPE OF FEE	DATE PAID	SMALL ENTITY FEE PAID	CURRENT FEE AMOUNT	LARGE ENTITY DIFFERENTIAL FEE
Basic Filing, Search, and Examination Fees	June 14, 2004	\$ 385.00	\$ 1,000.00	\$ 615.00
Excess Claims fees	June 14, 2004	\$ 86.00	\$ 400.00	\$ 314.00
Surcharge – late filing fee or oath	June 14, 2004	\$ 65.00	\$ 130.00	\$ 65.00
Extension of Time	October 30, 2006	\$ 60.00	\$ 120.00	\$ 60.00
TOTALS		\$ 596.00 (Total Fees Previously Paid)	\$ 1,650.00 (Current Fee Amount)	\$ 1,054.00 (Corrected Fee Amount to be charged to Deposit Account No. 03-1952)

Based upon the above, Applicant believes the differential between the small entity fees previously paid and the large entity fees now owing should total \$ 1,054.00. Applicant requests this *differential fee* be paid from our **Deposit Account No. 03-1952** referencing docket no. **578352001701**. However, the Assistant Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: June 12, 2007

Respectfully submitted,

Electronic signature: /Kimberly A. Bolin/
Kimberly A. Bolin
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